

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Symbol Technologies

Application No./Patent No.: 10/687690

Filed/Issue Date: 10/20/03

Entitled:

Symbol Technologies, Inc.

, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 014444, Frame 0437, or for which a copy therefore is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at

Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at

Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at

Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Bartholomew DiVita  
Signature

9/29/08

Date

Bartholomew DiVita

Printed or Typed Name

631-738-3405

Telephone Number

Patent Attorney, Symbol Technologies

Title

# Delaware

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## *The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"MATRICS, INC.", A DELAWARE CORPORATION,  
WITH AND INTO "SYMBOL TECHNOLOGIES, INC." UNDER THE NAME OF  
"SYMBOL TECHNOLOGIES, INC.", A CORPORATION ORGANIZED AND  
EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED  
AND FILED IN THIS OFFICE THE TWENTY-NINTH DAY OF OCTOBER, A.D.  
2004, AT 6:08 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE  
NEW CASTLE COUNTY RECORDER OF DEEDS.



2136017 8100M

040784038

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 3447869

DATE: 11-01-04

**CERTIFICATE OF OWNERSHIP AND MERGER**

**MERGING**

**MATRICES, INC., A DELAWARE CORPORATION**

**WITH AND INTO**

**SYMBOL TECHNOLOGIES, INC., A DELAWARE CORPORATION**

***Under Section 253 of the General  
Corporation Law of the State of Delaware***

Symbol Technologies, Inc., a corporation organized and existing under the laws of the State of Delaware (the "Corporation"), does hereby certify:

**FIRST:** That the Corporation was incorporated on the 26<sup>th</sup> day of August, 1987 pursuant to the General Corporation Law of the State of Delaware.

**SECOND:** That the Corporation owns all of the outstanding shares of each class of the capital stock of Matrics, Inc., a Delaware corporation ("Matrics") incorporated on the 5<sup>th</sup> day of July, 2000, pursuant to the General Corporation Law of the State of Delaware.

**THIRD:** That the Corporation, by the following resolution of its Board of Directors (the "Board"), duly adopted by the unanimous written consent of its members and filed with the minutes of the Board as of the 29<sup>th</sup> day of October, 2004, determined to merge Matrics into itself with the Corporation surviving such merger:

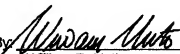
**RESOLVED**, that the Corporation merge into itself its direct wholly-owned subsidiary Matrics, a Delaware corporation ("Matrics") and assume all the liabilities and obligations of Matrics, with the Corporation surviving such merger,

**RESOLVED**, that the appropriate officers of the Corporation, acting individually, be, and each of them hereby is, authorized and directed to execute, deliver and file, or cause to be delivered and filed, with the Secretary

of State of the State of Delaware on behalf of the Corporation a certificate of ownership and merger (the "Delaware Certificate of Ownership and Merger"), setting forth a copy of the foregoing resolution to merge Matrics with and into the Corporation and to assume the liabilities and obligations of Matrics, to be dated in such form and with such amendments, modifications and supplements as the officer or officers executing the same may deem necessary or appropriate, and to perform any and all such other actions to carry out the intent of the foregoing as each such officer deems necessary or appropriate.

FOURTH: That the merger of Matrics with and into the Corporation shall be effective as of October 29, 2004.

IN WITNESS WHEREOF, the undersigned has on behalf of the Corporation  
executed this Certificate of Ownership and Merger this 29<sup>th</sup> day of October, 2004 and  
acknowledges that the facts stated herein are true.

By:   
Name: William R. Nuti  
Title: President and Chief Executive Officer